

Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

[NOTE.—H. B. No. 76 passed the House, March 9, 1937, by a viva voce vote; passed the Senate, May 14, 1937, by a viva voce vote.]

Approved May 19, 1937.  
Effective August 21, 1937.

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**PROVIDING FOR REPURCHASE OF CERTAIN LANDS IN  
DALLAM AND HARTLEY COUNTIES.**

H. B. No. 275.] CHAPTER 332.

An Act to provide for the repurchase of land located in Dallam and Hartley Counties heretofore set apart to build the Capitol Building of the State of Texas, that has been recovered by the State, and repurchased as provided by the laws of this State and forfeited or that is subject to being forfeited for nonpayment of interest and certain lands in Block 76 in Loving County not forfeited, reappraised, and repurchased under the terms and conditions provided in Chapter 94, Page 267, Acts of 1925, as amended by the Acts of 1926, Thirty-ninth Legislature, First Called Session, Chapter 25, Page 43, and/or principal accrued prior to the date of the passage of this Act, and giving a preference right to the owners of such lands or part thereof at any time within ninety (90) days after the date of notice of revaluation of such land to repurchase the same upon the terms and conditions provided in Chapter 94, Page 267, Acts of 1925, as amended by Acts of 1926, Thirty-ninth Legislature, First Called Session, Page 43, Chapter 25; and providing that any owner or owners of such land may ask that such owner's or owners' land be forfeited as provided by law whether the same is delinquent or not and that he be allowed to repurchase said land at the price placed thereon by a new appraisal; providing for reappraisal of said land; and further providing for the payment of taxes on said land; providing the Commissioner of the General Land Office shall submit a statement, showing the valuation placed upon each separate tract, to the Governor and the Attorney General which it shall be their duty to approve or disapprove, and if approved by both, the same shall be sold as above provided; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. That where land heretofore set apart in Dallam and Hartley Counties, Texas, to build the Capitol Building of the State of Texas, that has been recovered by the State and appropriated as provided by law and heretofore purchased from the State, has been forfeited or is subject to being forfeited for nonpayment of interest and such lands in Block 76 in Loving County, Texas, not forfeited, reappraised, and repurchased under the provisions of Chapter 94, Page 267, Acts of 1925, as amended by the Acts of 1926, Thirty-ninth Legislature, First Called Ses-

sion, Chapter 25, Page 43, and/or principal accrued prior to the date of the passage of this Act, said lands shall be forfeited and reappraised by the State Land Commissioner, or his duly authorized agent, and that notice of the reappraisement shall be given to the former owner or owners, who shall have a preference of ninety (90) days after the date of notice to repurchase the same upon the terms and conditions provided in Chapter 94, Page 267, Acts of 1925, as amended by the Acts of 1926, Thirty-ninth Legislature, First Called Session, Chapter 25, Page 43. And provided further, that any person, or persons, owning any of such land which is not subject to being forfeited as now provided by law, may have the right, at his option, to have said land forfeited and reappraised in the same manner hereinabove provided and that he be given the same preference right to repurchase said land at the newly appraised value by the same method as hereinabove provided; provided that in repurchasing said land, all persons shall be given credit for all principal which has heretofore been paid upon said land and that when such person, or persons, has paid the amount of the new appraisal, he shall be entitled to a patent to said land from the State Land Commissioner as provided by law, and, provided that in no event shall any money heretofore paid on said land be refunded to any purchaser or purchasers of said land.

SECTION 1-a. When the Commissioner of the General Land Office has reappraised the above mentioned land, he shall submit a statement to the Governor and the Attorney General showing the valuation placed upon each separate tract and it shall be the duty of the Governor and the Attorney General to approve or disapprove the valuations placed upon said property and to advise the Commissioner of the General Land Office of such approval or disapproval of said valuations and if said valuations are approved by both the Governor and the Attorney General, the same shall be sold as above provided, but unless both the Governor and the Attorney General approve such valuations, no such sale shall be made.

SEC. 2. That any person wishing to repurchase any of said land against which any taxes of any nature are delinquent shall pay said taxes and any interest, penalties, and costs that may have accrued on said land and shall provide the Land Commissioner with a tax receipt showing said taxes to be paid, said taxes to be paid within the ninety (90) days provided in which time said person, or persons, are entitled to repurchase said land.

SEC. 3. The fact that much of said land has been depreciated in value and is barren by reason of wind, erosion, and drought, the owners will be required to spend large sums of money reclaiming and preparing said land for a state of cultivation: and the fact that much of the pasture land will have to be reseeded to grass makes it impossible for said owner or owners to pay for said land, under the present terms of their purchases from the State; and the fact that it will soon be the time of season that

this particular locality is subject to wind and which will further erode and depreciate the value of said land, if it is not properly tilled, create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

[NOTE.—H. B. No. 275 passed the House, March 9, 1937, by a vote of 122 yeas, 2 nays; passed the Senate, with amendments, April 29, 1937, by a vote of 26 yeas, 2 nays; House concurred in Senate amendments, May 3, 1937, by a vote of 122 yeas, 0 nays.]

Approved: (Not signed by Governor.)  
Filed in Department of State, May 14, 1937.  
Effective May 14, 1937.

# REQUIRING STERILIZATION OF DISHES IN PUBLIC EATING PLACES.

H. B. No. 645.] CHAPTER 333.

An Act to better safeguard the health of the people of the State of Texas by making it unlawful to serve food in improperly cleaned or unsterilized dishes or utensils; providing rules for cleaning and sterilizing utensils, and unlaundered napkins, and unprotected napkins, straws, dishes or utensils; prohibiting the use of cracked or broken dishes and other articles commonly used in eating and drinking; prohibiting the use of unsterilized or broken utensils in factories; providing penalties; repealing Article 700, Title 12, Chapter 1, Revised Criminal Statutes of Texas, 1925; saving to the State the right to prosecute for violation prior to the repeal of these Articles; providing that if any particular Section or part of this Act is held unconstitutional or inoperative, such defect shall not affect any other Section or part of this Act; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Definitions of Terms. As used in this Act, unless the context otherwise indicates:

(a) The term "Person" includes individual, partnership, corporation, and association.

(b) The term "Dish" includes all vessels of any shape or size, constructed of any material whatsoever, commonly used in eating or drinking.

(c) The term "Utensil" includes all vessels of any shape or size, constructed of any material, commonly used in preparing, holding, storing, or transporting food, and all articles, of whatsoever construction, size, or shape, used in serving or eating food.

(d) The term "Liquor Dispensary" includes all places where beers, ales, wines, or any other alcoholic beverages are stored, prepared, labeled, bottled, or served, or otherwise handled.